

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS

IN RE: ) BANKRUPTCY CASE  
          ) )  
ERIC BRYANT, ) NO.: 16-37900  
LISA BRYANT, ) )  
          ) CHAPTER 13  
Debtors, ) )  
          ) JUDGE: CAROL A. DOYLE  
          ) )

**NOTICE OF MOTION**

TO: SEE ATTACHED ADDRESSES

PLEASE TAKE NOTICE THAT ON April 2, 2019 at 9:30am, or as soon thereafter as counsel may be heard, I shall appear before the Honorable Carol A. Doyle, U.S. Bankruptcy Judge, 219 S. Dearborn St., 742, Chicago, Illinois 60604, room 742, and shall then and there present the attached Motion and at which time you may appear if you so desire.

**CERTIFICATION**

I, the undersigned Attorney, Certify that I served a copy of this Notice to the Addresses attached by electronic notice through ECF or by depositing the same at the U.S. Mail at 1 North Dearborn, Chicago, Illinois 60602 at 5:00 P.M. on March 19, 2019, with proper postage prepaid.

McCalla Raymer Leibert Pierce,  
LLC

*/s/Kinnera Bhoopal*  
Kinnera Bhoopal  
ARDC# 6295897

1 N. Dearborn Suite 1200  
Chicago, IL 60602  
(312) 346-9088

**This is an attempt to collect a debt and any information obtained will be used for that purpose.**

**NOTICE OF MOTION ADDRESSES**

To Trustee: *by Electronic Notice through ECF*  
Tom Vaughn  
55 E. Monroe Street, Suite 3850  
Chicago, IL 60603

To U.S. Trustee: *by Electronic Notice through ECF*  
Patrick S Layng  
Office of the U.S. Trustee, Region 11  
219 S Dearborn St  
Room 873  
Chicago, IL 60604

To Debtor: *Served via U.S. Mail*  
Eric Bryant  
Lisa Bryant  
18046 Butternut Court  
Orland Park, IL 60467

To Attorney: *by Electronic Notice through ECF*  
James S Davidson  
Sulaiman Law Group, Ltd.  
2500 S. Highland Ave  
Suite 200  
Lombard, IL 60148

McCalla Raymer Leibert Pierce, LLC  
Attorney For: Creditor  
1 N. Dearborn Suite 1200  
Chicago, IL 60602  
(312) 346-9088

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**MOTION TO MODIFY THE AUTOMATIC STAY**

NOW COMES LoanCare, LLC as servicing agent for Mid America Mortgage by and through its attorneys, McCalla Raymer Leibert Pierce, LLC, and requests that the Automatic Stay heretofore entered on the property located at 18046 Butternut Court, Orland Park, Illinois 60467-5677 be Modified stating as follows:

1. On November 30, 2016, the above captioned Chapter 13 was filed.
2. On June 20, 2017, the above captioned Chapter 13 was confirmed.
3. LoanCare, LLC as servicing agent for Mid America Mortgage services the first mortgage lien on the property located at 18046 Butternut Court, Orland Park, Illinois 60467-5677.
4. The Plan calls for the Debtors to be the disbursing agent for the post-petition mortgage payments directly to LoanCare, LLC as servicing agent for Mid America Mortgage. Current post-petition payments are \$2,044.58.
5. The post-petition mortgage payments are due and owing for May 1, 2017. The default to LoanCare, LLC as servicing agent for Mid America Mortgage is approximately \$52,479.74 through March 1, 2019; less a suspense of \$230.00.

6. Attorney's fees and costs for this motion are due in the amount of \$1,031.00.
7. The plan is in material default.
8. LoanCare, LLC as servicing agent for Mid America Mortgage continues to be injured each day it remains bound by the Automatic Stay.
9. LoanCare, LLC as servicing agent for Mid America Mortgage is not adequately protected.
10. The property located at 18046 Butternut Court, Orland Park, Illinois 60467-5677 is not necessary for the Debtors' reorganization.
11. The Debtors have no equity in the property for the benefit of unsecured creditors.
12. No cause exists to delay the enforcement and implementation of relief and Bankruptcy Rule 4001(A)(3) should be waived.

WHEREFORE, YOUR MOVANT respectfully prays that the Automatic Stay on the property located at 18046 Butternut Court, Orland Park, Illinois 60467-5677, be modified and that Bankruptcy Rule 4001(a)(3) be waived as not applicable, and leave be granted to LoanCare, LLC as servicing agent for Mid America Mortgage to proceed with nonbankruptcy remedies including foreclosure, and for such other and further relief as this Honorable Court deems just.

McCalla Raymer Leibert Pierce, LLC

By:

/s/Kinnera Bhoopal

Kinnera Bhoopal

Illinois Bar No. 6295897

Attorney for Creditor

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